UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

TODD KREISLER,

Plaintiff,

Civil Action No. 12-cv-4052(PAE)

V.

PAPA JOHN'S USA, INC., a Kentucky business corporation, d/b/a PAPA JOHN'S and 305 EAST 24TH OWNERS CORP., a New York corporation,

STIPULATION OF DISMISSAL WITH PREJUDICE

Defendants.

Plaintiff Todd Kreisler and defendants Papa John's USA, Inc. and 305 East 24th Owners Corp. hereby stipulate and agree pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) that any and all claims and crossclaims filed herein by plaintiff and/or 305 East 24th Owners Corp. against Papa John's USA, Inc. should be and hereby are dismissed with prejudice. Each party shall bear his or its own costs and attorneys' fees with respect to the claims asserted against Papa John's USA. Inc.

STIPULATED AND AGREED TO:

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